

TWENTY-FIRST DAY.

(Monday, February 5, 1917.)

The House met at 10 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Bagby.	McComb.
Baker.	McCoy.
Beard of Harris.	McDowra.
Beard of Milam.	McFarland.
Beasley.	McMillin.
Bell.	Martin.
Bertram.	Meador.
Blackmon.	Mendell.
Blalock.	Metcalfe.
Bledsoe.	Miller of Austin.
Boner.	Miller of Dallas.
Brown.	Monday.
Bryan.	Moore.
Bryant.	Morris.
Burton of Rusk.	Murrell.
Burton of Tarrant.	Neeley.
Butler.	Neill.
Cadenhead.	Nichols.
Canales.	Nordhaus.
Carlock.	O'Banion.
Cates.	O'Brien.
Clark.	Osborne.
Cope.	Parks.
Cox.	Peddy.
Crudgington.	Peyton.
Davis of Grimes.	Pillow.
Davis	Poage.
of Van Zandt.	Pope.
De Bogory.	Raiden.
Denton.	Reeves.
Dodd.	Richards.
Dunnam.	Robertson.
Estes.	Rogers.
Fairchild.	Russell.
Fisher.	Sackett.
Fitzpatrick.	Schlesinger.
Florer.	Schlosshan.
Fly.	Scholl.
Greenwood.	Seawright.
Hardey.	Sholars.
Harris.	Smith of Bastrop.
Hartman.	Smith of Hopkins.
Hawkins.	Smith of Scurry.
Hill.	Spencer of Nolan.
Holland.	Spencer of Wise.
Hudspeth.	Spradley.
Johnson.	Stewart.
Jones.	Swope.
Laas.	Taylor.
Laney.	Templeton.
Lange.	Terrell.
Lanier.	Thomas.
Lee.	Thomason
Lindemann.	of El Paso.
Lowe	Thomason
of McMullen.	of Nacogdoches.
Low	Thompson
of Washington.	of Hunt.

Thompson	Williams
of Red River.	of Brazoria.
Tillotson.	Williams
Tilson.	of McLennan.
Tinner.	Williford.
Trayler.	Wilson.
Upchurch.	Woods.
Valentine.	Woodul.
Veatch.	Yantis.
Walker.	

Absent.

Bland.	Strayhorn.
Sentell.	

Absent—Excused.

Beason.	Lacey.
Bedell.	Roemer.
Blackburn.	Sallas.
Davis of Dallas.	Tschoepe.
Dudley.	Wahrmund.
Haidusek.	White.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Dudley, for today, on motion of Mr. Thomason of El Paso.

Mr. White, until next Thursday, on motion of Mr. Bell.

Mr. Haidusek, for today, on motion of Mr. McDowra.

Mr. Davis of Dallas, for today, on motion of Mr. Raiden.

Mr. Bedell, for today, on motion of Mr. Lee.

Mr. Wahrmund, for today, on motion of Mr. Nordhaus.

Mr. Roemer, for today, on motion of Mr. Lanier.

Mr. Sallas, for today, on motion of Mr. Moore.

Mr. Tschoepe, for today, on motion of Mr. Fitzpatrick.

Mr. Beason, for today, on motion of Mr. Smith of Scurry.

Mr. Blackburn, for today, on motion of Mr. Spradley.

Mr. Lacey was granted leave of absence until next Thursday, on account of sickness, on motion of Mr. Estes.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Moore:

H. B. No. 576, A bill to be entitled "An Act to amend Sections 24 and 25

of an act of the Legislature of Texas, approved March 24, 1911, and entitled "An Act creating a more efficient road system for Anderson county, Texas, etc."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Cadenhead:

H. B. No. 577, A bill to be entitled "An Act to prevent the introduction into and the dissemination in this State of insect pests and plant diseases injurious or harmful to plants and plant products, vesting the enforcement thereof in the Commissioner of Agriculture, and defining his powers and duties."

Referred to Committee on Agriculture.

By Mr. Williams of McLennan:

H. B. No. 578, A bill to be entitled "An Act to repeal Chapter 104 of the General Laws of the Regular Session of the Thirty-third Legislature of the State of Texas, approved April 2, 1913, the same being an act to amend Article 4893, Title 71, Chapter 9, of the Revised Civil Statutes of 1911, prohibiting the use of co-insurance clauses in any policy or contract of insurance covering property in this State, and amending said Article 4893, providing that co-insurance clauses may be used in any policy or contract of insurance covering property in this State at the option of the assured, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Bryan:

H. B. No. 579, A bill to be entitled "An Act to amend Article 4862, Title 71, Chapter 8, of the Revised Civil Statutes of the State of Texas, as amended by Chapter 108, Acts of the Thirty-third Legislature, pertaining to insurance, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Smith of Scurry:

H. B. No. 580, A bill to be entitled "An Act to amend Article 4874, Title 71, Chapter 8, of the Revised Civil Statutes of 1911, relating to payments upon insurance policies on real property in this State in case of a total loss by fire, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Russell:

H. B. No. 581, A bill to be entitled "An Act to prohibit owners and managers of hotels, restaurants, cafes, barber shops, bath houses, dining cars, railroad

companies and sleeping car companies from allowing 'tips' to be given to employees; to prohibit all persons from giving same to such employees; to prohibit such employees from receiving same; defining the word 'tips,' and prescribing penalties for the violation of the provisions of this act."

Referred to Committee on Criminal Jurisprudence.

By Mr. Burton of Rusk, Mr. Estes, and Mr. O'Banion:

H. B. No. 582, A bill to be entitled "An Act regulating the manner of service of subpoenas issued in any civil or criminal action or upon any proceeding before an examining court, coroner's inquest, grand jury or before a judge hearing an application under habeas corpus, or in any case or matter where any witnesses may be summoned; authorizing the execution of such subpoena either by reading the same in the presence of the witness or by reading the same over the telephone, or by posting a certified copy of the same in the mails by registered letter; providing that no mileage shall be charged for the service had over the telephone or by mail; providing that expense of telephone calls, postage, and registration fees may be charged as costs; providing for personal service in event returned receipt is not received; providing that the parties, or their attorneys, or any court or grand jury may designate the method of service; providing for the making of return on such subpoena by the officer; repealing Article 3642 of the Revised Civil Statutes, 1911, and Article 527, Code of Criminal Procedure, 1911, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Woods:

H. B. No. 583, A bill to be entitled "An Act to amend Articles 900, 901 and 902 of the Code of Criminal Procedure of the State of Texas, relating to bail."

Referred to Committee on Reforms in Criminal Procedure.

By Mr. Woods:

H. B. No. 584, A bill to be entitled "An Act to fix a uniform date upon which officers elected at a general election shall qualify and assume the duties of their respective offices, and repealing all laws and parts of laws in conflict herewith."

Referred to Judiciary Committee.

By Mr. Bertram (by request):

H. B. No. 585, A bill to be entitled "An Act to amend Article 6273, Title 105, Chapter 2 of the Revised Civil Statutes of the State of Texas of 1911, by inserting the word 'beginning' instead of the word 'end,' relating to time of paying pensions."

Referred to Committee on Reforms in Civil Procedure.

By Mr. Raiden:

H. B. No. 586, A bill to be entitled "An Act amending Sections 1 and 2, Chapter 7, of the General Laws of the State of Texas passed by the Thirty-third Legislature at its Regular Session, providing for the suspension of sentence in certain cases of conviction of felony for first offense, provided that the offender be under the age of eighteen years, upon recommendation of the jury, and for submission of the issue to the jury by the court."

Referred to Committee on Reforms in Criminal Procedure.

By Mr. Nichols:

H. B. No. 587, A bill to be entitled "An Act to prevent the manufacture, sale, purchase, barter and trade in coca-cola, true-coke, and other detrimental beverages, prescribing a penalty for violation thereof, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

BILL RECOMMITTED.

On motion of Mr. Upchurch, House bill No. 242 was recommitted to the Committee on Roads, Bridges and Ferries.

COMMITTEE AMENDMENTS ORDERED PRINTED.

On motion of Mr. Tillotson, it was ordered that House bill No. 115 be not printed, and that (committee) amendments to the bill be printed in lieu of the original bill.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Hardey, it was ordered that House bill No. 551 be not printed.

On motion of Mr. Metcalfe, it was ordered that House bill No. 553 be not printed.

On motion of Mr. Harris, it was ordered that House bill No. 484 be not printed.

On motion of Mr. Thomason of El Paso, it was ordered that House bill No. 310 be not printed.

INVITATION TO MEMBERS OF NINTH LEGISLATURE.

Mr. Murrell offered the following resolution:

H. C. R. No. 9, Extending invitation to surviving members of the Ninth Legislature.

Whereas, The Ninth Legislature that assembled in the city of Austin in 1861, known as the secession Legislature, which was the greatest history making body that ever assembled in this State; therefore, be it

Resolved by this House, the Senate concurring, That we invite the few survivors of that body to visit this Legislature on the 2d of March, it being Texas Independence Day, and we respectfully request the newspapers of this State to please give notice of this invitation.

Signed—Murrell, Thomason of El Paso, Fly, Miller of Dallas, Bryan.

The resolution was read second time.

Mr. Murrell moved that the resolution be adopted by a rising vote.

The motion prevailed, and the resolution was adopted unanimously.

RELATING TO USE OF THE HALL.

Mr. Beard of Harris offered the following resolution:

Whereas, It is the custom of many of the members to use the House at night for the purpose of reading and working in performance of their duties as Representatives; and

Whereas, On different occasions divers persons have been using the hall for lectures and interfering with the legislators in their work; and

Whereas, These speakers or lecturers using the Hall often reflect on the membership of the House; and

Whereas, There are in this city a number of halls where these lectures can be given; therefore, be it

Resolved, That after the passage of this resolution that the use of the House of Representatives be denied to all outside parties whomsoever, for purposes of lectures, and that any permission heretofore granted be revoked.

The resolution was read second time and was lost.

PROVIDING COMPENSATION FOR TEMPORARY PAGE.

Mr. Blalock offered the following resolution:

Resolved, That Paschal Buford be paid \$2.00 per day for services as temporary page from January 11th to 28th, inclusive, he having served during that time prior to being appointed permanent page, and that same be paid out of the per diem fund for members and employes.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bills:

S. B. No. 11, A bill to be entitled "An Act to apportion the State of Texas into congressional districts, naming the counties composing the same, and providing for the election of a member of the Congress of the United States from each district, and repealing all laws and parts of laws in conflict herewith."

S. B. No. 148, A bill to be entitled "An Act to make an emergency appropriation to pay additional teachers during the remainder of the regular session of the North Texas State Normal College, and to supply an omission in the appropriation for the summer session of 1917."

S. B. No. 214, A bill to be entitled "An Act making emergency appropriation for the support and maintenance of West Texas Normal College to augment the money heretofore appropriated for the regular term of 1917, and declaring an emergency."

Respectfully,

JOHN D. McCALL,
Secretary of the Senate.

COMMITTEES TO VISIT PENITENTIARIES.

The Speaker laid before the House, for consideration at this time, the following resolution and report relating to appointment of committees to visit the penitentiary and State prison farms, which resolution was on Tuesday, January 30, read second time and referred to the Committee on Penitentiaries:

Whereas, It has been the custom for many years, at each regular session of the Legislature, a committee be appointed by the Speaker of the House to visit the penitentiary and State farms of this State where the State prisoners are con-

finied and worked for the purpose of inquiring into the treatment, management and control of such prisoners and the penal institutions of this State and to make a report of same back to the House; and it has become a custom for such prisoners there confined to look forward to the time of the visit of such committee with hope of meeting and talking to such committee in regard to their treatment, management and control; therefore, be it

Resolved, That the Speaker of the House shall appoint a committee of ten members of the House to be divided into two committees of five members each and one of said committees shall visit the Huntsville and Rusk penitentiaries and the camps adjacent thereto and the other committee shall visit the State farms, and the same shall be paid out of the contingent expense fund of the House.

Signed—Holland, Nordhaus, Stewart, Moore, Raiden, Denton.

Committee Room,
Austin, Texas, February 1, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: We, your Committee on Penitentiaries, having had the above resolution under consideration recommend that the same do pass, with the following amendments to such resolution:

"That the Speaker of the House shall appoint a committee not to exceed ten members of the House to be divided into two committees equally; one of said committees shall visit the Rusk and Huntsville penitentiaries, and camps adjacent thereto; and the other committee shall visit the State farms worked by prisoners of the penitentiary system, the same to be paid out of the contingent expense fund of the House."

HOLLAND, Chairman.

Question recurring on the report, it was adopted.

APPOINTMENTS ANNOUNCED.

The Speaker announced the appointment of the following stenographers:

Miss Helen Glenn and Miss Pauline Cooper.

HOUSE BILL NO. 250 ON SECOND READING.

On motion of Mr. Metcalfe, by unanimous consent, the regular order of business was suspended to take up and have

placed on its second reading and passage to engrossment.

H. B. No. 250, A bill to be entitled "An Act supplementing the act creating a Live Stock Sanitary Commission for the State of Texas as defined and described in Article 7312, Revised Civil Statutes, and providing for the further protection of the live stock industry of Texas against all malignant, contagious, and infectious or communicable diseases, etc.; for the filing of quarantine notices and making it a misdemeanor to fail or refuse to dip or treat domestic animals when ordered to do so by the Live Stock Sanitary Commission or inspector of the United States Bureau of Animal Industry, or to move domestic animals out of quarantine territory without a written permit, or to fail or refuse to permit the inspection of domestic animals, and prescribing penalties therefor, etc., and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

Mr. Metcalfe moved to reconsider the vote by which the bill was passed to engrossment.

The motion to reconsider prevailed.

Mr. Metcalfe offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 250 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. It shall be the duty of the Commission provided in Article 7312, Revised Civil Statutes, to protect the domestic animals of the State from all malignant, contagious or infectious diseases of a communicable character, whether said diseases exist in Texas or elsewhere; and for this purpose it is hereby authorized and empowered to establish, maintain and enforce such protective measures and quarantine lines and sanitary rules and regulations as it may deem necessary, when it shall determine upon proper inspection that such diseases exist. It shall also be the duty of said Commission to co-operate with the Live Stock Sanitary Commission and officers of other States, and with the United States Secretary of Agriculture, in establishing such interstate quarantine lines, rules and regulations as shall best protect the live stock industry of this State against the fever-carrying tick (*Margararopics Annulatus*), which produce the splenic fever, and other malignant, contagious, infectious or communicable diseases of

live stock. It shall be the duty of said Live Stock Sanitary Commission to quarantine any district, county, or part of a county, or premises within this State, when it shall determine upon proper inspection the fact that cattle, sheep or other live stock in such district, county, part of county or premises, are affected with any malignant, contagious, infectious or communicable disease, or with the agency of transmission of such diseases, and to give written or printed notice of such quarantines to the proper officers of railroads and express companies doing business in or through such quarantined district, county, or part of county, within this State, and to publish notice of the establishment of such quarantine in such newspapers in the quarantine district, county, or part of county, as the Live Stock Sanitary Commission may select, or give notice in such other ways as it deems necessary and adequate for the purposes of establishing and maintaining a quarantine service. And no railroad or express company shall receive for transportation, or transport from any quarantined district, county, or part of county, in this State into any other district, county, or part of county within this State, any cattle, sheep, or other live stock except as hereinafter provided; nor shall any person, company or corporation deliver for transportation to any railroad or express company, any cattle, sheep or other live stock for or from a quarantined area except as hereinafter provided; nor shall any person, company or corporation drive on foot or cause to be driven on foot or transport in private conveyance, or cause to be transported in private conveyance, or drive or permit to drift from a quarantined district, county, or part of county, or premises, of this State any cattle, sheep or other live stock except as hereinafter provided. It shall be the duty of the Live Stock Sanitary Commission of Texas to make and promulgate rules and regulations which shall permit and govern the inspection, disinfection, certification, treatment, handling and method and manner of delivery and shipment of cattle and other live stock from or into a quarantined district, county, or part of a county, or premises, into any other district, county or part of county, or premises in this State. And said Commission shall make and promulgate rules and regulations which shall permit and govern the movement and shipment of cattle and other live stock from or into a quarantine

district, county or part of county, or premises, into any other district, county or part of county or premises in this State where such cattle or other live stock are to be immediately slaughtered, and furnish prompt inspection when demanded by the owner or person in charge of such cattle or other live stock so intended to be moved or shipped for immediate slaughter, and it is hereby so authorized and directed; and the Live Stock Sanitary Commission of Texas shall give notice of such rules and regulations by proclamation issued by the Governor of Texas. The said Live Stock Sanitary Commission of Texas is hereby empowered with the authority to employ a State veterinarian and assistant State veterinarians in times of emergency, and inspectors or other persons, as it may deem necessary to the performance of the duties imposed upon said Commission. The Live Stock Commission, the State veterinarian, assistant State veterinarians and inspectors acting under authority or direction of the Commission, are hereby empowered, and it is made their duty at their discretion, to enter upon premises of any person or persons, company or corporation, within the State, for the purpose of inspecting, quarantining or disinfecting premises or live stock thereon.

Sec. 2. It is further provided that the Live Stock Sanitary Commission shall have the power, and it is hereby made its duty, as far as possible, to destroy and eradicate the fever-carrying tick, which produces splenic fever; also to eradicate and eliminate the scabies, sheep scab, anthrax, bovine tuberculosis, hog cholera, glanders and other malignant, infectious, contagious or communicable diseases of live stock. For this purpose it is empowered and directed to establish special quarantine districts, where such diseases, or the infection of such diseases, are known to exist, and notice of the establishment of such special quarantine districts shall be given as provided for in Article 7314, Revised Civil Statutes, and in Section 1 of this act. The Live Stock Sanitary Commission shall have power to quarantine premises or pastures located in such special quarantined districts, and the domestic live stock thereon situated in such quarantine district, or elsewhere when to their knowledge such pastures or premises, or the live stock located thereon, are infected with, or which have been exposed to a malignant, contagious, infectious or communicable disease, or the infection thereof; and no

live stock shall be moved to or from such special quarantine district, nor from nor to any pastures or premises located in such special quarantine district, in a manner, method, or other condition other than those prescribed by the Live Stock Sanitary Commission. It shall be the duty of the Live Stock Sanitary Commission to prescribe methods for dipping live stock, or otherwise treating or disinfecting such premises, and the live stock thereon, as in their opinion are necessary and adequate for the eradication of the disease, or the infection of the disease, for which they are quarantined.

Sec. 3. It shall be the duty of the county commissioners courts to co-operate with and assist the Live Stock Sanitary Commission in protecting the live stock of their respective counties from all malignant, contagious, infectious or communicable diseases, whether such diseases exist within or outside of the county, and otherwise protect the live stock interests of their counties. It shall be the duty of said commissioners courts to co-operate with the Live Stock Sanitary Commission, and the officers working under the authority or direction of said Commission, in the suppression and eradication of fever-carrying ticks, and all malignant, contagious, infectious or communicable diseases of live stock; provided, when it becomes necessary to disinfect any premises infected with anthrax, hog cholera, glanders, foot and mouth diseases, bovine tuberculosis, or contagious abortion, under order of the Live Stock Sanitary Commission, the county judge of the county wherein such premises are located shall have such disinfecting done at the expense of the county, and according to the rules and regulations of the Live Stock Sanitary Commission, and the said commissioners courts are hereby authorized and empowered and directed to appropriate moneys out of the general fund of their counties for the purpose of constructing or leasing necessary public dipping vats within their counties and for the purchase of dipping material therefor.

Sec. 4. It shall be the duty of the Live Stock Sanitary Commission, whenever they have reason to believe, or shall receive notice that any contagious, infectious or communicable disease or the infection thereof exists among any domestic animals in this State, to immediately investigate, and if such disease is found to exist, or if they have reason to believe such disease exists, to immediately quarantine such animals

and the premises upon which they are located. Provided, further, that if glanders or anthrax is found, the State veterinarian, or assistant State veterinarians, shall make a thorough investigation and shall notify the county judge of the county wherein such animals are located, of the number and description of the animals so affected.

Sec. 5. It shall be the duty of the county judge of any county in this State whenever any horses, mules or asses within their counties are found infected with glanders or anthrax and have been quarantined by order of the Live Stock Sanitary Commission to appoint three disinterested parties, who shall act as appraisers and fix the value of said animals at their actual value at the time of such appraisal, and make a sworn written report of said appraisal to the county judge, whereupon the commissioners court shall pass upon such written report and pay to the owner of the animals their appraised value. The county judge, on receipt of the report of the appraisers, as provided for in this section, shall issue an order to the sheriff, deputy sheriff, or any constable of the said county, commanding him to seize said diseased animal or animals and take same to some secluded place and kill them and burn the carcass or carcasses, and said appraisers and officers shall be paid for their services as provided in Article 7319, Revised Civil Statutes.

Sec. 6. It shall be the duty of any person, firm or corporation of this State to burn to ashes, or bury at a depth of not less than two and one-half feet, and cover with quick lime the carcass or carcasses of any domestic animal or animals, dying from any infectious, contagious, or communicable disease, that may be found upon their premises, within twenty-four hours after the death of such animal or animals. Any person who is the owner or care taker of any premises, who shall fail or refuse to burn to ashes, or bury to the depth herein specified, and cover with quicklime the carcass or carcasses of any domestic animal or animals dying from infectious, contagious or communicable diseases found on such premises within twenty-four hours after the death of such animal or animals, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any

sum not less than ten dollars nor more than two hundred dollars, and each domestic animal which any person shall so fail or refuse to so burn or bury as aforesaid shall be deemed a separate offense.

Sec. 7. It shall be the duty of the commissioners court of any county within the State of Texas, whenever they deem it expedient, or when petitioned to do so by seventy-five resident land owners of the county, to order an election in said county for the purpose of determining whether the county shall take up and prosecute the work of tick eradication in said county. Said election to be ordered not less than sixty days after the filing of the petition. At said election the ballots shall have printed upon them, "For Tick Eradication in _____ County," and "Against Tick Eradication in _____ County." The officers of said election shall hold said election and make returns thereof as provided by law in case of other elections as nearly as may be. Said returns shall be made returnable to the county judge of the county. The commissioners court shall meet and canvass said returns as soon as practicable after such election, and if they shall find that a majority of all the votes cast were in favor of tick eradication under the direction of the Live Stock Sanitary Commission, they shall so certify and cause publication of same to be made in a newspaper published in said county, which publication shall be certified to by the county judge of said county, and said certificate shall be filed with the county clerk of said county, which said certificate shall be admissible as evidence in any of the courts of this State. The county judge shall immediately so notify the Live Stock Sanitary Commission and, upon receipt of such notice from the county judge of the county so holding the election, the Live Stock Sanitary Commission shall cause to be issued a supplemental proclamation signed by the Governor of Texas, proclaiming a quarantine around said county, and the citizens of said county, in co-operation with and under the direction of the Live Stock Sanitary Commission, shall begin work of tick eradication within thirty days of the issuance of the said supplemental proclamation. Should the commissioners court find that a majority of the votes cast were against tick eradication, then the county judge

shall so notify the Live Stock Sanitary Commission. Provided, further, that immediately after January 1, 1919, the Live Stock Sanitary Commission shall make and certify to the Governor of Texas a list of the names of the counties of this State that have not been freed from ticks and released from quarantine by the Live Stock Sanitary Commission, whereupon the Governor shall issue his proclamation, proclaiming a quarantine in and around such counties, and thereafter all of such counties shall take up the work of tick eradication and shall be subject to all of the provisions of this act, whether or not they shall have held an election as provided in clause 6 of this act. Provided, further, that certified copies of any proclamation by the Governor of Texas, issued under the authority of this act, shall be admissible as evidence in the trial of any cases arising in prosecutions or other suits under this act.

Sec. 8. Upon the issuance of the supplemental proclamation as provided in Section 7, every premise in said quarantined county, part of county, or district, shall at once become quarantined, and no cattle, horses, mules or asses shall be moved from any premise where located when the quarantine is proclaimed by the Governor, except in accordance with the rules and regulations of the Live Stock Sanitary Commission, or upon a written permit of an authorized inspector of the Live Stock Sanitary Commission of Texas, provided said Commission shall make and promulgate such rules and regulations as will permit the movement of work and saddle stock in any such quarantined county, part of county or district.

Sec. 9. Any person, firm or corporation, who is the owner or caretaker of any cattle, horses, mules or asses located in any quarantined territory who shall ship, drive, drift or permit the same to be shipped, driven or drifted into any county, part of county, or district, which has been quarantined under the provisions of Sections 7 and 8 of this act, without the written permit of an inspector of the Live Stock Sanitary Commission of Texas, or the United States Bureau of Animal Industry, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than one dollar (\$1.00), nor more than five dollars (\$5.00) per head for all live

stock so shipped, driven, or drifted, or permitted to be shipped, driven or drifted.

Sec. 10. The commissioners court of any county within this State wherein an election has been held under the provisions of Section 7, which said election has resulted in favor of tick eradication, shall notify the Live Stock Sanitary Commission of Texas of the number of inspectors needed to conduct the work of tick eradication in their respective counties, whereupon the Live Stock Sanitary Commission shall appoint the number of inspectors designated, which inspectors shall be residents of the said county and shall work under the direction and order of the Live Stock Sanitary Commission, and shall be subject to discharge by the said Commission, and shall be paid a salary out of the county treasury of that county, which compensation shall be fixed by the commissioners court.

Sec. 11. Wherever any district, county or part of county shall be quarantined by order of the Live Stock Sanitary Commission on account of scabies or scab in sheep, every individual premise within such quarantined area shall be quarantined separately, and no sheep shall be shipped, driven, drifted or permitted to be shipped, driven or drifted off any premises where located when such quarantine is declared, without a written permit from an authorized inspector of the Live Stock Sanitary Commission of Texas.

Sec. 12. The commissioners court of any county within the State of Texas, any part of which has been quarantined on account of scabies or scab in sheep, shall notify the Live Stock Sanitary Commission of Texas of the number of inspectors needed to conduct the work of sheep scab eradication in their respective counties, whereupon the Live Stock Sanitary Commission shall appoint the number of inspectors designated, which said inspectors shall be residents of the said county and shall work under the directions and orders of the Live Stock Sanitary Commission, and shall be subject to discharge by the said Commission, and shall be paid a salary out of the county treasury, which compensation shall be fixed by the commissioners court.

Sec. 13. Any person, company or corporation owning, controlling or caring for any domestic animal or animals, which are located in any territory quarantined through the provisions of this act or by the order of the Live Stock Sanitary Commission of Texas, who

shall fail or refuse to dip or otherwise treat such live stock at such time and in such manner as directed in writing by the Live Stock Sanitary Commission, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than twenty-five cents nor more than one dollar per head of live stock, and each day of such failure or refusal shall be a separate offense.

Sec. 14. Any person, company or corporation owning, controlling or caring for any domestic animal or animals which have heretofore been quarantined through the provisions of this act, or by order of the Live Stock Sanitary Commission of Texas, and written notice of such quarantine has been given as directed by this act, who shall remove said domestic animal or animals from said premises where situated when said written notice is given, without the written permit of an inspector of the Live Stock Sanitary Commission, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than one (\$1.00) dollar nor more than five (\$5.00) dollars for each animal so moved.

Sec. 15. Whenever the Live Stock Sanitary Commission shall have determined the fact that cattle, sheep or other live stock are infected with any malignant, contagious, or infectious disease, they shall designate the district, county, part of county or premises necessary to be quarantined, and notice of such quarantine shall be issued by the said Commission or chairman thereof, as herein provided. Publication of such quarantine notice shall be made in any newspaper within such area, or if no newspaper is published within such area, then in the nearest newspaper thereto, and if there is no newspaper published within twenty-five miles of the quarantined area, then a written notice sent to the persons, firm or corporation owning or caring for such quarantined domestic animal or animals shall be deemed sufficient notice of said quarantine.

Sec. 16. Whenever any quarantine is declared by the Live Stock Sanitary Commission, and printed or written notice thereof is given to the persons, firm or corporation, owning, caring for, or in charge of such quarantined domestic animal or animals or premises, the person serving such written notice shall file a duplicate copy of such notice with the county clerk of the county wherein said quarantine is declared, which duplicate copy shall be admissible as evi-

dence in lieu of the original quarantine notice in any of the courts of this State.

Sec. 17. Any person, firm or corporation guilty of violating any of the provisions of this act, or the rules and regulations of the Live Stock Sanitary Commission of Texas, or failing or refusing to comply with the requirements thereof, shall be liable to any person, firm or corporation injured on account of such violation to the full amount of damages and all costs.

Sec. 18. If any person, firm or corporation owning, controlling or caring for any domestic animal or animals within this State shall ship, drive, drift, or permit to be shipped, driven or drifted any such domestic animal or animals, out of any quarantined territory or into any territory quarantined under the authority of Section 7 of this act, the Live Stock Sanitary Commission shall have the power to call upon the sheriff, deputy sheriff, or any constable of the county in which such live stock may be found, and it shall be the duty of said sheriff, deputy sheriff or constable to seize said domestic animal or animals and return them to the premises from which they have been so moved, or to hold said domestic animal or animals in his custody, subject to such instructions as he may receive from the Live Stock Sanitary Commission of Texas. If any person, firm or corporation owning, controlling or caring for any domestic animal or animals located in any territory quarantined by the provisions of this act, or by order of the Live Stock Sanitary Commission of Texas, shall fail or refuse to dip or treat such domestic animal or animals in such manner, and at such times as directed by the Live Stock Sanitary Commission, then the Live Stock Sanitary Commission or the chairman thereof, or any inspector acting under authority of said Commission, or chairman thereof, shall have the power to call upon the sheriff, deputy sheriff or any constable of the county. Said sheriff, deputy sheriff or constable, together with the said inspector, to seize and dip or otherwise treat such domestic animal or animals in a manner and at such times as the sanitary commissioner shall direct. The sheriff, deputy sheriff or constable performing such service as above set out shall receive such compensation as is provided in Article 7319, Revised Civil Statutes, and similar compensation shall be paid for any person he may have to assist him in performing such services, and the said fees with all costs of dipping and treating the said live stock

shall constitute a lien against such animal or animals, and shall be collectible by civil suit.

Sec. 19. The commissioners court, by a majority vote of the commissioners in each organized county, may appoint a competent person for the office of county veterinarian, who shall hold office for two years and until his successor shall be appointed and qualify, unless sooner removed for cause. Said veterinarian shall take and subscribe to the constitutional oath of office, and shall file a copy of such oath of office and a copy of his appointment with the Live Stock Sanitary Commission; and, until such copies are so filed, said officer shall not be deemed legally qualified. Compensation of said veterinarian shall be fixed by the commissioners court; provided, that no compensation or salary shall be allowed except for services actually rendered; said officer shall be a graduate veterinarian, and shall work under the direction of the Live Stock Sanitary Commission, and shall investigate and report all malignant, infectious or contagious diseases of live stock within his county to the Live Stock Sanitary Commission, and shall burn to ashes the carcass or carcasses of any domestic animal or animals found dead upon any property of the county, where the ownership of such animal or animals is unknown.

Sec. 20. The dip to be used in the treatment of sheep scab under official supervision in this State is the lime and sulphur dip, made in the proportion of eight (8) pounds of unslaked lime or eleven (11) pounds of commercial hydrated lime (not air-slaked lime), and twenty-four (24) pounds of flowers of sulphur to one hundred (100) gallons of water. The dipping bath must at all times be maintained at a strength of not less than one and one half (1½) per cent of sulphid sulphur, or any other dip officially approved by both the Live Stock Sanitary Commission of Texas and the United States Bureau of Animal Industry. The dip to be used in the treatment of cattle for ticks shall be the arsenical dip approved by the United States Bureau of Animal Industry or any other dip officially approved by both the said Bureau and the Live Stock Sanitary Commission of Texas.

Sec. 21. Any person owning, controlling or in charge of any domestic animal or animals which shall be required

to be dipped under any of the provisions of this act, who shall wilfully fail or refuse to dip in the official dips as above specified, or shall wilfully fail or refuse to maintain said dip at the strength officially specified, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not less than ten dollars (\$10) nor more than two hundred dollars (\$200).

Sec. 22. This act shall be liberally construed and if any section thereof be declared invalid the remaining parts of the law shall not be affected thereby, and it is the intent of the Legislature to preserve all, any and every portion of said act, if possible.

Sec. 23. This act does not repeal any law in force for the protection of domestic animals, but is cumulative thereto.

Sec. 24. Chapter 169 of the General Laws of 1913, as passed by the Thirty-third Legislature at its Regular Session, Articles 1266, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277 and 1278, of the Revised Criminal Statutes of 1911, are hereby expressly repealed, and all other laws and parts of laws in conflict herewith are hereby repealed.

Sec. 25. The fact that there is now no adequate law in this State defining the duties of the Live Stock Sanitary Commission, or regulating live stock sanitary control work in Texas, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this act shall take effect and be in force as set out in its provisions from and after its passage, and it is so enacted.

(2)

Amend House bill No. 250 by striking out all before the enacting clause and inserting in lieu thereof the following:

A bill to be entitled "An Act supplementing the act creating a Live Stock Sanitary Commission for the State of Texas as defined and described in Article 7312, Revised Civil Statutes, and providing for the further protection of the live stock industry of Texas against all malignant, contagious and infectious or communicable diseases; providing the duties of the Live Stock Sanitary Commission; authorizing it to formulate rules and regulations for moving and treating domestic animals within

the State; for the protection of the live stock industry of Texas against ticks or splenic fever and other malignant, infectious and communicable diseases and especially the eradication of the Texas fever-carrying tick, commonly known as the cattle tick (*Maragropies annulatus*), scabies in sheep, and other malignant, infectious and communicable diseases affecting sheep and other live stock; authorizing said Commission to prescribe quarantine lines and to establish special quarantine districts, and for the quarantine of premises within said districts; and providing that it shall be the duty of the commissioners court of any county to co-operate with the said Live Stock Sanitary Commission; to employ cattle, sheep or live stock inspectors, and to build or lease suitable dipping vats for the dipping or treatment of domestic animals: providing process to compel compliance by commissioners courts and the members thereof with the provisions of this act; providing for the quarantine, appraisal and condemnation of horses, mules or asses found infected with the glanders or anthrax; for holding local option elections; for taking up and prosecuting the work of tick eradication within any county or counties in this State; for the proclamation of a quarantine around said county or counties by the Governor of Texas, and the compulsory quarantine of said county or counties after January 1, 1919; for the separate quarantine of every individual premise within said county or counties; for the appointment of live stock inspectors by commissioners courts; for the employment of county inspectors in any county wherein sheep are quarantined on account of scabies; for the publication or service of all quarantines issued by the Live Stock Sanitary Commission, and providing that the same shall be admissible as evidence; for the filing of quarantine notices and making it a misdemeanor to fail or refuse to dip or treat domestic animals when ordered to do so by the Live Stock Sanitary Commission or inspectors thereof, or to move domestic animals out of quarantine territory without a written permit, or to fail or refuse to permit the inspection of domestic animals, and prescribing penalties therefor; this act to be cumulative of the act creating a Live Stock Sanitary Commission as provided for in Article 7312, Revised Civil Statutes,

repealing all laws in conflict herewith, and declaring an emergency."

(Mr. Tillotson in the chair.)

Mr. Bertram moved to postpone further consideration of the bill until next Friday, February 9.

The motion to postpone prevailed.

HOUSE BILL NO. 226 ON SECOND READING.

On motion of Mr. Fly, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 226, A bill to be entitled "An Act for the purpose of promoting and improving the development of the country schools of the State by the appropriation of one million dollars each year, or such part thereof as may be necessary, for the next two fiscal years ending August 31, 1918, and 1919, respectively, by allowing the State Board of Education to aid any one school in any sum not exceeding five hundred dollars in any one year, and providing that schools receiving such aid be located and constructed in a certain way and having certain and necessary equipment, and providing for the employment of competent teachers; and said act further providing that no school having over three hundred scholastics shall receive such aid, and providing that schools receiving such aid shall have had certain percentages of attendance with exceptions, and providing said schools shall levy a local school tax of not less than fifty cents on the one hundred dollars valuation, and providing course of study for such country schools, and setting aside fifty thousand dollars of the appropriation annually for the relief of backward districts and giving the State Board of Education power to establish rules and regulations for the organization of such country schools and otherwise carrying out the intentions of this act, and defining the powers of the State Board of Education, and providing for assistants to the State Superintendent to be known as rural school supervisors, and providing for reports to be made to the State Board of Education, and providing for the manner of payment and disbursement of all money granted under the provisions of this act, and providing said schools can accept the benefits of this act without waiving the

benefits and privileges of other laws, and providing certain funds for the payment of rural school supervisors and their traveling expenses, repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Fly offered the following (committee) amendment to the bill:

Amend House bill No. 226, page 3, line 17, by striking out that portion of Section 3, sub-section 6, beginning at the word "provided," in line 17, and ending with the conclusion of said sub-section.

(Speaker in the chair.)

The (committee) amendment was lost.

Mr. Lee offered the following amendment to the bill:

Amend House bill No. 226 on page 2, Section 3, line 38, after the word "than" by striking out "300" and inserting in lieu thereof "200."

Mr. Miller of Dallas moved to table the amendment, and the motion to table was lost.

Mr. Bertram offered the following amendment to the amendment:

Strike out "300" in line 38, Section 3, page 2, and insert in lieu thereof "250."

Mr. Thomason of Nacogdoches offered the following substitute for the amendment to the amendment:

Amend the amendment by substituting the word "500" for "200."

Question first recurring on the substitute for the amendment to the amendment, it was lost.

Mr. Nordhaus moved to table the amendment to the amendment, and the motion to table was lost.

Question next recurring on the amendment to the amendment, it was lost.

Mr. Stewart offered the following substitute for the amendment:

Amend House bill No. 226, page 2, line 38, by striking out the word "three" and insert the word "four."

Mr. Miller of Dallas moved the previous question on the pending amendments, and the main question was ordered.

Question first recurring on the substitute, it was lost.

Question next recurring on the amendment, it was lost.

Mr. Miller of Dallas moved to reconsider the vote by which the amendment was lost, and to table the motion to reconsider.

The motion to table prevailed.

Question—Shall House bill No. 226 be passed to engrossment?

RECESS.

On motion of Mr. Lee, the House, at 12:15 o'clock p. m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 226 ON ENGROSSMENT.

(Pending Business.)

The House resumed consideration of pending business, same being House bill No. 226, making appropriations for the benefit of rural schools, on its passage to engrossment.

Mr. Lee offered the following amendment to the bill:

Amend House bill No. 226, Section 3, line 38, after the word "than" by striking out "300" and inserting in lieu thereof "225."

Mr. Miller of Dallas moved to table the amendment, and the motion to table was lost.

Question recurring on the amendment by Mr. Lee, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—46.

Baker.	Osborne.
Beason.	Parks.
Bell.	Raiden.
Bertram.	Richards.
Blalock.	Sackett.
Burton of Rusk.	Schlosshan.
Cadenhead.	Seawright.
Cox.	Smith of Hopkins.
De Bogory.	Smith of Scurry.
Dunnam.	Spencer of Wise.
Fitzpatrick.	Spradley.
Harris.	Taylor.
Hill.	Thompson.
Hudspeth.	of Red River.
Laas.	Tilson.
Lanier.	Tinner.
Lee.	Trayler.
Lindemann.	Upchurch.
McComb.	Williams.
McDowra.	of Brazoria.
Metcalfe.	Williams.
Moore.	of McLennan.
Murrell.	Wilson.
Neill.	Woods.
O'Banion.	

Nays—73.

Beard of Harris.	Mendell.
Beard of Milam.	Miller of Austin.
Beasley.	Miller of Dallas.
Blackmon.	Monday.
Bledsoe.	Morris.
Boner.	Neeley.
Bryan.	Nichols.
Burton of Tarrant.	Nordhaus.
Butler.	O'Brien.
Canales.	Peddy.
Carlock.	Peyton.
Cates.	Pillow.
Cope.	Poage.
Crudgington.	Pope.
Davis of Grimes.	Reeves.
Davis	Robertson.
of Van Zandt.	Rogers.
Dodd.	Russell.
Estes.	Scholl.
Fairchild.	Sholars.
Fisher.	Smith of Bastrop.
Florer.	Spencer of Nolan.
Fly.	Stewart.
Hardey.	Swope.
Hartman.	Templeton.
Hawkins.	Terrell.
Holland.	Thomas.
Johnson.	Thomason
Jones.	of El Paso.
Laney.	Thomason
Lange.	of Nacogdoches.
Low	Thompson
of McMullen.	of Hunt.
Low	Tillotson.
of Washington.	Valentine.
McCoy.	Veatch.
McFarland.	Walker.
McMillin.	Williford.
Martin.	Yantis.
Meador.	

Present—Not Voting.

Brown.

Absent.

Bagby.	Greenwood.
Bland.	Sentell.
Bryant.	Schlesinger.
Clark.	Strayhorn.
Denton.	Woodul.

Absent—Excused.

Bedell.	Roemer.
Blackburn.	Sallas.
Davis of Dallas.	Tschoepe.
Dudley.	Wahrmund.
Haidusek.	White.
Lacey.	

Mr. Fly offered the following amendment to the bill:

Amend printed bill, page 4, line 25, by striking out the word "depositors" and insert in lieu thereof the word "depositories."

The amendment was adopted.

Mr. Miller of Austin offered the following amendment to the bill:

Amend House bill No. 226 by inserting on page 3, line 14, after the word "valuation" "and that in no case shall the assessed valuation be less than the valuation of the county assessor as a requirement before the district can derive benefits from this fund."

The amendment was adopted.

Mr. Smith of Hopkins offered the following amendment to the bill:

Amend House bill No. 226, Section 1, page 2, lines 1 and 4, by striking out the figures "\$1,000,000" and inserting in lieu thereof the figures "\$500,000."

The amendment was lost.

Mr. Veatch offered the following amendment to the bill:

Amend House bill No. 226, page 3, Section 3, subsection 6, line 13, by striking out "fifty" and insert in lieu thereof "thirty."

The amendment was lost.

House bill No. 226 was then passed to engrossment.

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the following resolutions:

H. C. R. No. 9, Inviting surviving members of the Ninth Legislature to visit the present Legislature on the 2d day of March next.

S. C. R. No. 12, Expressing confidence of the Texas Legislature in President Woodrow Wilson, approving his action in severing diplomatic relations with Germany, and pledging him support in all things.

Respectfully,

JOHN D. McCALL,
Secretary of the Senate.

HOUSE BILL NO. 408 ON SECOND READING.

On motion of Mr. Thomason of Nacogdoches, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 408; A bill to be entitled

"An Act creating the office of county superintendent of public instruction; designating the counties to be affected thereby; prescribing the date and manner of the election of the county superintendent; fixing the term of office, providing that no present commissions shall be impaired by the provisions of this act; prescribing the manner of establishing the office in counties where the office has not yet been created; defining the duties of commissioners courts with reference to said office, specifying the qualifications of the county superintendent; prescribing the oath, and fixing the bond of said officers; providing the manner of his removal from office, and stating the duties of the county school trustees with reference thereto; prescribing the manner of making the pro rata distribution of the State and county available school fund; establishing a scale of salaries; authorizing the county school trustees to provide necessary supervisory help; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Dodd offered the following amendment to the bill:

Amend House bill No. 408 by striking out the enacting clause.

Mr. Fisher moved the previous question on the amendment, and the motion was duly seconded.

The House refused to order the main question at this time.

After further consideration, Mr. Neeley moved the previous question on the amendment, and the main question was ordered.

Question then recurring on the amendment by Mr. Dodd, striking out the enacting clause of the bill, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—61.

Baker.	Johnson.
Beard of Harris.	Jones.
Beard of Milam.	Laas.
Bertram.	Laney.
Butler.	Lanier.
Cadenhead.	Lee.
Cox.	Lindemann.
Dodd.	Low
Dunnam.	of Washington.
Estes.	McComb.
Fitzpatrick.	McCoy.
Harris.	McDowra.
Hartman.	McMillin.
Hudspeth.	Meador.

Miller of Dallas.	Smith of Hopkins.
Moore.	Spencer of Wise.
Murrell.	Spradley.
Neill.	Stewart.
Nichols.	Taylor.
O'Banion.	Terrell.
O'Brien.	Thompson
Osborne.	of Hunt.
Parks.	Thompson
Peddy.	of Red River.
Raiden.	Tilson.
Reeves.	Tinner.
Richards.	Traylor.
Rogers.	Upchurch.
Russell.	Veatch.
Schlesinger.	Walker.
Seawright.	Williford.
Smith of Bastrop.	Woods.

Nays—60.

Mr. Speaker.	Mendell.
Bagby.	Metcalfe.
Beasley.	Miller of Austin.
Beason.	Monday.
Bell.	Morris.
Blackmon.	Neeley.
Bland.	Nordhaus.
Bledsoe.	Peyton.
Boner.	Pillow.
Brown.	Poage.
Bryan.	Pope.
Bryant.	Robertson.
Burton of Tarrant.	Sackett.
Canales.	Schlosshan.
Carlock.	Scholl.
Cates.	Sholars.
Cope.	Smith of Scurry.
Crudgington.	Spencer of Nolan.
Davis of Grimes.	Templeton.
Davis	Thomas.
of Van Zandt.	Thomason
De Bogory.	of El Paso.
Denton.	Thomason
Florer.	of Nacogdoches.
Fly.	Tillotson.
Greenwood.	Valentine.
Hardey.	Williams
Hawkins.	of Brazoria.
Hill.	Williams
Lowe	of McLennan.
of McMullen.	Wilson.
McFarland.	Woodul.
Martin.	Yantis.

Present—Not Voting.

Burton of Rusk.

Absent.

Blalock.	Lange.
Fairchild.	Sentell.
Fisher.	Strayhorn.
Holland.	Swope.

Absent—Excused.

Bedell.	Davis of Dallas.
Blackburn.	Dudley.
Clark.	Haidusek.

Lacey.
Roemer.
Sallas.

Tschoepe.
Wahrmund.
White.

Verification of Vote.

Mr. Bryan called for a verification of the vote.

The Clerk was directed to call the roll of those recorded as voting "yea."

The roll of "yeas" was called and found correct as first announced.

The Clerk was then directed to call the roll of those recorded as voting "nay."

The roll of "nays" was called and found correct as first announced.

The verified vote stood, as first announced, yeas 61, nays 60.

Mr. Miller of Dallas moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

Question first recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—63.

Baker.	Neill.
Beard of Harris.	Nichols.
Beard of Milam.	O'Banion.
Bertram.	O'Brien.
Blalock.	Osborne.
Bland.	Parks.
Brown.	Peddy.
Burton of Rusk.	Raiden.
Butler.	Reeves.
Cadenhead.	Richards.
Cox.	Rogers.
Dodd.	Russell.
Dunnam.	Schlesinger.
Estes.	Seawright.
Fitzpatrick.	Smith of Bastrop.
Harris.	Smith of Hopkins.
Hartman.	Spencer of Wise.
Hudspeth.	Spradley.
Jones.	Stewart.
Laas.	Taylor.
Lanier.	Terrell.
Lee.	Thompson
Lindemann.	of Hunt.
Lowe	Thompson
of McMullen.	of Red River.
Low	Tilson.
of Washington.	Tinner.
McComb.	Traylor.
McCoy.	Upchurch.
McDowra.	Veatch.
McMillin.	Walker.
Miller of Dallas.	Williford.
Moore.	Woods.
Murrell.	

Nays—61.

Mr. Speaker. Bagby.

Beasley.	Metcalf.
Beason.	Miller of Austin.
Bell.	Monday.
Blackmon.	Morris.
Bledsoe.	Neeley.
Boner.	Nordhaus.
Bryan.	Peyton.
Bryant.	Pillow.
Burton of Tarrant.	Poage.
Canales.	Pope.
Carlock.	Robertson.
Cates.	Sackett.
Cope.	Schlosshan.
Crudgington.	Scholl.
Davis of Grimes.	Sholars.
Davis	Smith of Scurry.
of Van Zandt.	Spencer of Nolan.
De Bogory.	Templeton.
Denton.	Thomas.
Fisher.	Thomason
Florer.	of El Paso.
Fly.	Thomason
Greenwood.	of Nacogdoche s.
Hardey.	Tillotson.
Hawkins.	Valentine.
Hill.	Williams
Laney.	of Brazoria.
Lange.	Williams
McFarland.	of McLennan.
Martin.	Wilson.
Meador.	Woodul.
Mendell.	Yantis.

Present—Not Voting.

Holland.

Absent.

Clark.	Sentell.
Fairchild.	Strayhorn.
Johnson.	Swope.

Absent—Excused.

Bedell.	Roemer.
Blackburn.	Sallas.
Davis of Dallas.	Tschoepe.
Dudley.	Wahrmund.
Haidusek.	White.
Lacey.	

ADJOURNMENT.

Mr. Tillotson moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion prevailed, and the House accordingly, at 5:35 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON AGRICULTURE.

Committee Room,

Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Agricul-

ture, to whom was referred House bill No. 466, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

BELL, Chairman.

REPORTS OF COMMITTEE ON CRIMINAL JURISPRUDENCE.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 459, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Fitzpatrick has been appointed to make a full report thereon.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 540, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 272, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 266, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 343, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 518, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 545, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 555, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred House bill No. 147, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 505, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 570, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do not pass.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 508, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do pass. Mr.
Fitzpatrick has been appointed to make
a full report thereon.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 102, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do pass. Mr.
Woods has been appointed to make a
full report thereon.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 504, have had the same
under consideration and I am instructed
to report it back to the House with the

recommendation that it do pass. Mr.
Spradley has been appointed to make a
full report thereon.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 351, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do pass. Mr.
Beard has been appointed to make a
full report thereon.

WILLIAMS of McLennan, Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Criminal
Jurisprudence, to whom was referred
House bill No. 148, have had the same
under consideration and I am instructed
to report it back to the House with the
recommendation that it do pass. Mr.
Holland has been appointed to make a
full report thereon.

WILLIAMS of McLennan, Chairman.

REPORT OF COMMITTEE ON EDU- CATION.

Committee Room,
Austin, Texas, February 1, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Education,
to whom was referred House bill No.
169, have had the same under consid-
eration and I am instructed to report
it back to the House with the recom-
mendation that it do pass. Mr. Davis
of Van Zandt has been appointed to
make a full report thereon.

THOMASON of Nacogdoches, Chairman.

REPORTS OF COMMITTEE ON JUDI- CIAL DISTRICTS.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Judicial
Districts, to whom was referred House
bill No. 31, have had the same under
consideration and I am instructed to
report it back to the House with the

recommendation that it do pass. Mr. Thomason of El Paso has been appointed to make a full report thereon.
 TEMPLETON, Chairman.

Committee Room,
 Austin, Texas, February 5, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Judicial Districts, to whom was referred Senate bill No. 54, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Pillow has been appointed to make a full report thereon.

TEMPLETON, Chairman.

REPORT OF COMMITTEE ON MUNICIPAL CORPORATIONS.

Committee Room,
 Austin, Texas, February 2, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Municipal Corporations, to whom was referred House bill No. 560, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Pillow has been appointed to make a full report thereon.

MENDELL, Chairman.

REPORTS OF COMMITTEE ON PRIVATE CORPORATIONS.

Committee Room,
 Austin, Texas, February 3, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Private Corporations, to whom was referred Senate bill No. 83, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Hartman has been appointed to make a full report thereon.

LOW of Washington, Chairman.

Committee Room,
 Austin, Texas, February 3, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Private Corporations, to whom was referred House bill No. 137, have had the same under consideration and I am instructed to report it back to the House with the

recommendation that it do pass. Mr. Taylor has been appointed to make a full report thereon.

LOW of Washington, Chairman.

REPORTS OF COMMITTEE ON PUBLIC HEALTH.

Committee Room,
 Austin, Texas, February 3, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred House bill No. 353, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Hartman has been appointed to make a full report thereon.

DAVIS of Grimes, Chairman.

Committee Room,
 Austin, Texas, February 3, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred House bill No. 524, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Dodd has been appointed to make a full report thereon.

DAVIS of Grimes, Chairman.

Committee Room,
 Austin, Texas, February 3, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Public Health, to whom was referred House bill No. 544, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Schlesinger has been appointed to make a full report thereon.

DAVIS of Grimes, Chairman.

REPORT OF COMMITTEE ON REFORMS IN CRIMINAL PROCEDURE.

Committee Room,
 Austin, Texas, February 2, 1917.
 Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Reforms in Criminal Procedure, to whom was referred House bill No. 572, have had the same under consideration and I am in-

structed to report it back to the House with the recommendation that it do pass. Mr. McCoy has been appointed to make a full report thereon.

SPENCER of Wise, Chairman.

REPORTS OF COMMITTEE ON REVENUE AND TAXATION.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 286, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, with committee amendment. Mr. Nichols has been appointed to make a full report thereon.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 511, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Thompson of Red River has been appointed to make a full report thereon.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 448, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 541, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 160, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 161, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

CRUDGINGTON, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 295, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

CRUDGINGTON, Vice-Chairman.

REPORTS OF COMMITTEE ON STATE AFFAIRS.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 113, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Tillotson has been appointed to make a full report thereon.

HAWKINS, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 422, have had the same under consideration and I am instructed to report

it back to the House with the recommendation that it do pass. Mr. Stewart has been appointed to make a full report thereon.

HAWKINS, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 506, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass.

HAWKINS, Vice-Chairman.

REPORT OF COMMITTEE ON STATE ASYLUMS.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on State Asylums, to whom was referred House bill No. 465, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, with amendments. Mr. Bedell has been appointed to make a full report thereon.

NEELEY, Chairman.

REPORTS OF COMMITTEE ON STOCK AND STOCK RAISING.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock Raising, to whom was referred House bill No. 443, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

NEILL, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock Raising, to whom was referred House bill No. 553, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, with committee amendment.

NEILL, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock Raising, to whom was referred House bill No. 551, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

NEILL, Vice-Chairman.

Committee Room,
Austin, Texas, February 3, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock Raising, to whom was referred House bill No. 283, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Spradley has been appointed to make a full report thereon.

NEILL, Vice-Chairman.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 7, A bill to be entitled "An Act to amend Article 7805, of Chapter 1, of Title 130 of the Revised Civil Statutes of 1911, relating to the issuance of permits to foreign corporations, and declaring an emergency," And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 479, A bill to be entitled "An Act enlarging and establishing the Liberty Independent School District, in Liberty county, Texas, etc., and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 478, A bill to be entitled "An Act to amend Section 7 of Chapter 107, page 214, of the General Laws of the Thirty-second Legislature of 1911, and regulating the time for holding the district court in the various counties composing the Fiftieth Judicial District of Texas, so as to give Dickens county one more week, and validating processes, and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 495, A bill to be entitled "An Act creating the Kirbyville Independent School District in Jasper county, Texas, etc., and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 414, A bill to be entitled "An Act creating the Crockett Independent School District in Houston county, Texas; defining its boundaries; providing for a board of trustees to manage and control the public free schools within said district; divesting the city of Crockett of the control of its public free schools and the title of all property now held and used for public school purposes; investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the general laws; creating the trustees of said independent school district a board of equalization thereof, and conferring upon them the power

and so forth given by the general laws, and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 470, A bill to be entitled "An Act to enlarge the territory of the Port Arthur Independent School District, so as hereafter to include a portion of Common School District No. 11 of Jefferson county, and providing that the territory so to be annexed to the Port Arthur Independent School District shall continue to pay its pro rata of taxes levied or to be levied for the payment of the interest and sinking fund of the bonds now outstanding of Common School District No. 11, and for the manner of their assessment and collection, etc., and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 425, A bill to be entitled "An Act prescribing additional duties for the county attorney of Wichita county, and fixing his compensation for same."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 432, A bill to be entitled "An Act to increase the limits of the Sweetwater Independent School District by adding thereto certain territory from adjoining districts, etc., and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 393, A bill to be entitled
"An Act to amend Section 42 of Article
30, Title 5, of the Revised Civil Stat-
utes of Texas, so as to provide for the
holding of four terms of district court
in Taylor and Eastland counties, chang-
ing the time of holding court in Steph-
ens, Callahan and Shackelford counties,
and reducing the terms of court in
Stephens county from four to three
weeks each,"

And find the same correctly engrossed.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 366, A bill to be entitled
"An Act to amend Section 10 of Chap-
ter 36, page 359, of Acts of the Thirty-
first Legislature, approved March 15,
1909, entitled 'An Act to validate the
Wichita Falls Independent School Dis-
trict,' and for other purposes, by re-
pealing the last clause of Section 10
of said act, which limits the powers
and discretion of the board of equaliza-
tion of said independent school district
in the performance of its duties; and
declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 68, A bill to be entitled
"An Act to require the Governor of
Texas to appoint an inspector of hides
and animals in Nueces county, Texas,
and to place said county under the pro-
visions of Articles 7256 to 7304, both
inclusive, Revised Civil Statutes of
1911, and providing for fees for in-
spector appointed by the Governor, and
declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 65, A bill to be entitled
"An Act creating the Eightieth Judicial
District of Texas, to be composed of
Nueces county, Texas; to fix the juris-
diction of said district court in said
district and the terms of court in said
district; to provide for a judge thereof,
and for a district attorney; to limit the
existence of said court; to fix the time
of holding the terms of court in said
district; to empower the judge of the
Eightieth Judicial Court created by this
act and the judge of the Twenty-eighth
Judicial District in Nueces county to
transfer causes from their respective
dockets to the dockets of the other
courts in said Nueces county; to pro-
vide for the transfer of causes pending
on the docket of the Twenty-eighth Ju-
dicial District to the docket of the
Eightieth Judicial District created by
this act; to provide that the district
clerk and sheriff elected in Nueces
county, Texas, and their successors in
office be also the officers of the Eigh-
tieth Judicial District created by this
act and the Twenty-eighth Judicial Dis-
trict as it now exists; and providing
for the return of all process and for the
validation of the same issued or to be
issued out of either the Twenty-eighth
Judicial District Court in and for
Nueces county, Texas, or for the Eigh-
tieth District Court created by this act;
to provide for the appointment of a
judge for the said Eightieth Judicial
District; to provide for a district at-
torney for said Eightieth Judicial Dis-
trict, and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,
Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 63, A bill to be entitled
"An Act granting to the city of Corpus
Christi, Texas, all right, title and in-
terest of the State of Texas to certain
land lying and being situated under the
water of Corpus Christi bay; and

granting to said city of Corpus Christi the right, power and authority to construct, own and maintain certain sea walls, breakwaters and dams, and to fill in the space between the main land and said sea walls, breakwaters and dams with sand, dredge, spoil or other material, and granting to the city of Corpus Christi the right to take from Corpus Christi bay such sand, dredge, spoil or other material as may be necessary or desirable for filling in said space; and authorizing said city of Corpus Christi to remove and abate any encroachments or structure existing on said property east of the line; fixing the limit, riparian rights and to bring suit or suits as may be necessary to carry out the provisions of this act; and granting to said city of Corpus Christi the right to fix a shipping district and to purchase, construct, own and maintain piers and wharves, and to grant franchises therefor into the waters of Corpus Christi bay beyond said sea walls, breakwaters and dam upon vote of the people of the said city; also fixing the rights of the riparian owners, and granting the right of eminent domain and reserving all mineral rights to the State, requiring two dollars per acre to be paid for said land, and the disposing of said funds; fixing the time to begin construction, and providing for ratification,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 3, A bill to be entitled "An Act expressing the assent of the State of Texas to the provisions of an act of the Sixty-fourth Congress of the United States, approved July 11, 1916, providing for Federal aid in the construction of post roads in the States of the Union; authorizing the Texas Highway Commission to enter into all agreements and comply with all requirements necessary to co-operation with the United States Secretary of Agriculture in the administration of the said Act of Congress, and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bill have carefully examined and compared

H. B. No. 33, A bill to be entitled "An Act creating for Dallas county an additional county court at law; providing a name therefor; prescribing the jurisdiction thereof; providing for the election and qualification of the judge thereof; fixing the judge's compensation; specifying the terms of said court; prescribing the fees to be collected by the judge thereof; prescribing the powers and duties of the judge thereof, etc.,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 49, A bill to be entitled "An Act to amend Section 6 of Chapter 41 of the Special Laws of the Regular Session of the Twenty-seventh Legislature, entitled 'An Act to create a more efficient road system for Coryell county, Texas, etc.,' as the same was amended by the act of the Thirtieth Legislature, known as House bill No. 339, and as the same was amended by Chapter 62 of the Regular Session of the Thirty-fourth Legislature; providing that any citizen of Coryell county liable to road duty who shall pay to the county treasurer the sum of three dollars by the second Tuesday in February of each year shall be exempt from road duty for such year, and providing that any person liable to road duty who fails to pay such tax shall be required to pay the sum of one dollar for every day he fails to appear and work the road, and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

H. B. No. 2, A bill to be entitled "An Act to establish a State Highway Department, creating a State Highway Commission and the office of State Highway Engineer; prescribing the duties of the members of the Commission and of the Engineer, and fixing the compensation of each; prescribing reciprocal duties for the Commission and for the commissioners courts; directing the Commission to plan and adopt a comprehensive system of State highways, and to promote the construction thereof by co-operation with the counties and by the commission; authorizing a policy of State aid to counties in road construction, and to the inauguration of a plan of rewards to the counties for the construction of the more durable types of highways; directing co-operation of the department with the Federal government in the utilization of any funds appropriated by Congress in aid of road construction in this State; authorizing the working of State prisoners on State highways under conditions that may be agreed upon by the Highway Commission and the Prison Commission and approved by the government; providing for the support of the department by State registration of all motor vehicles and motorcycles, and for the distribution to the counties of a part of the moneys received from such registration fees; providing for the furnishing of identification numbers to motor vehicles and motorcycles and prescribing penalties for the violation of the provision for registration and identification of such vehicles; making an appropriation to inaugurate the work of the department as provided in this act, and declaring an emergency."

And find the same correctly engrossed.
DENTON, Chairman.

Committee Room,

Austin, Texas, February 5, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 412, A bill to be entitled "An Act creating the Jefferson Independent School District, in Marion county, Texas, providing for a board of trustees in said independent school district, and conferring upon said district and its board of trustees all the rights,

powers, privileges and duties now conferred and imposed by the general laws of this State upon independent school districts and the board of trustees thereof; to provide for the creation of a board of trustees for the raising of revenue, issuing bonds, building and maintaining schoolhouses, maintaining public free schools, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency,"

And find the same correctly engrossed.

DENTON, Chairman.

TWENTY-SECOND DAY.

(Tuesday, February 6, 1917.)

The House met at 10 o'clock a. m., pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called, and the following members were present:

Bagby.	Greenwood.
Baker.	Hardey.
Beard of Harris.	Harris.
Beard of Milam.	Hartman.
Beasley.	Hawkins.
Beason.	Hill.
Bell.	Holland.
Bertram.	Hudspeth.
Blackmon.	Johnson.
Blalock.	Jones.
Bledsoe.	Laas.
Boner.	Laney.
Brown.	Lange.
Bryan.	Lanier.
Bryant.	Lee.
Burton of Rusk.	Landemann.
Burton of Tarrant.	Lowe
Butler.	of McMullen.
Cadenhead.	Low
Canales.	of Washington.
Carlock.	McComb.
Cates.	McCoy.
Clark.	McDowra.
Cope.	McFarland.
Cox.	McMillin.
Crudgington.	Martin.
Davis of Dallas.	Meador.
Davis of Grimes.	Mendell.
Davis	Metcalfe.
of Van Zandt.	Miller of Austin.
De Bogory.	Miller of Dallas.
Denton.	Monday.
Dodd.	Moore.
Dunnam.	Morris.
Estes.	Murrell.
Fairchild.	Neeley.
Fisher.	Neill.
Fitzpatrick.	Nichols.
Florer.	Nordhaus.
Fly.	O'Banion.